

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

MARVELLOUS A.X. GREENE,

Plaintiff, 2:05-cv-0330-GEB-JFM-P

VS.

C.D.C., et al.,

Defendants. ORDER

Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. On April 23, 2009, this court issued an order granting summary judgment for defendants. Judgment was entered on the same day. On April 30, 2009, plaintiff filed a motion to vacate the judgment pursuant to Fed. R. Civ. P. 59(e) and to disqualify the undersigned pursuant to 28 U.S.C. § 455. Plaintiff has not shown any grounds that support setting aside the judgment or that warrant disqualification of the undersigned.

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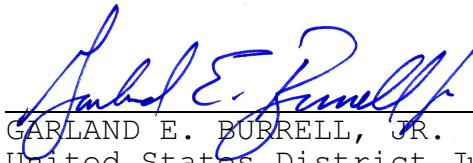
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1 Accordingly, IT IS HEREBY ORDERED that plaintiff's April 30, 2009 motion is
2 denied.

3 Dated: August 13, 2009

4 
5 GARLAND E. BURRELL, JR.
6 United States District Judge

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